

United States Bankruptcy Court for the:

Western District of Texas

Case number (if known): \_\_\_\_\_

Chapter you are filing under:

- ☐ Chapter 7  
☒ Chapter 11  
☐ Chapter 12  
☐ Chapter 13

☐ Check if this is an  
amended filing

## Official Form 201

## Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	Fulton Mercer Corporation		
<hr/>			
2. All other names debtor used in the last 8 years	dba Jones Florist dba Heritage Funeral Homes dba Heritage Flower Shop dba Heritage Crematory dba Davis Morris Chapel		
<small>Include any assumed names, trade names, and <i>doing business as</i> names</small>			
<hr/>			
3. Debtor's federal Employer Identification Number (EIN)	83-3054356		
<hr/>			
4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business	
	300 North Bridge St.		
	Number Street	Number Street	
	<hr/>	<hr/>	
	Brady TX 76825	P.O. Box	
	City State ZIP Code	City State ZIP Code	
	<hr/>	<hr/>	
	McCulloch County	Location of principal assets, if different from principal place of business	
	County	Number Street	
		<hr/>	
		City State ZIP Code	
<hr/>			
5. Debtor's website (URL)	www.heritagefuneraltx.com		
<hr/>			
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: _____		
<hr/>			

Debtor Fulton Mercer Corporation Case number (if known) \_\_\_\_\_  
 Name \_\_\_\_\_

**7. Describe debtor's business***A. Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☒ None of the above

*B. Check all that apply:*

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)  
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)  
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

*C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.*See <http://www.naics.com/search/>.812210**8. Under which chapter of the Bankruptcy Code is the debtor filing?***Check one:*

- ☐ Chapter 7  
☐ Chapter 9  
☒ Chapter 11. *Check all that apply:*

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11.** If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**☒ No

☐ Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
 MM / DD / YYYY  
 District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
 MM / DD / YYYY

If more than 2 cases, attach a separate list.

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**☒ No

☐ Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
 District \_\_\_\_\_ When \_\_\_\_\_  
 MM / DD / YYYY  
 Case number, if known \_\_\_\_\_

List all cases. If more than 1, attach a separate list.

Debtor Fulton Mercer Corporation  
Name

Case number (if known) \_\_\_\_\_

**11. Why is the case filed in *this* district?**

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

- ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other \_\_\_\_\_

**Where is the property?**

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

**Is the property insured?**

- ☐ No
- ☐ Yes. Insurance agency \_\_\_\_\_
- Contact name \_\_\_\_\_
- Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

**14. Estimated number of creditors**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

**15. Estimated assets**

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |

Debtor Fulton Mercer Corporation Case number (if known) \_\_\_\_\_  
 Name \_\_\_\_\_

**16. Estimated liabilities**

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000          | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000    | <input type="checkbox"/> \$10,000,001-\$50 million           | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million          | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million         | <input type="checkbox"/> More than \$50 billion        |

**Request for Relief, Declaration, and Signatures**

**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/01/2023  
 MM / DD / YYYY

**X** /s/ Jason Wayne Fulton

Signature of authorized representative of debtor

Title President

Jason Wayne Fulton

Printed name

**18. Signature of attorney**

**X** /s/ Amy Wilburn

Signature of attorney for debtor

Date 08/01/2023  
 MM / DD / YYYY

Amy Wilburn

Printed name

Lincoln Goldfinch Law

Firm name

1005 E 40th St

Number Street

Austin

City

TX 78751  
 State ZIP Code

512. 599.8500

Contact phone

amy@lincolngoldfinch.com  
 Email address

49583

Bar number

WA  
 State

Debtor \_\_\_\_\_ Case number (if known) \_\_\_\_\_  
First Name Middle Name Last Name

**Continuation Sheet for Official Form 201**

**4) Debtor's Addresses**

**Business** 1901 W. Wallace St. San Saba, TX  
76877, San Saba County

**Business** 905 Bevans St. Menard, TX 76859,  
Menard County

**Business** 401 N Key Ave Lampasas, TX 76550,  
Lampasas County

**Business** 800 Center Ave Brownwood, TX 76801,  
Brown County

Ally  
PO Box 9001948  
Louisville, KY 40290-1948

Federated Insurance  
PO Box 95231  
Chicago, IL 60694-5231

American Hallmark  
PO Box 901089  
Fort Worth, TX 76101-2089

First Business Bank  
401 Charmany Dr  
Madison, WI 53719

Amex  
PO Box 7871  
Fort Lauderdale, FL 33329

Grasshopper Bank  
915 Broadway  
7th Floor  
New York, NY 10010

Aramark  
22808 Network Place  
Chicago, IL 60673-1228

Incredible Bank  
P.O.Box 777  
Wausau, WI 54402

Batesville Casket Company  
PO Box 644559  
Pittsburgh, PA 15264-4559

Infiniti  
PO Box 740849  
Cincinnati, OH 45274-0849

Brown County Broadcasting  
PO Box 280  
Brownwood, TX 76804

Internal Revenue Service  
Centralized Insolvency Operations  
PO Box 7346  
Philadelphia, PA 19101

Brown County Tax Assessor Collector  
200 S Broadway St  
Brownwood, TX 76801

James Mercer  
801 Point Run Drive  
Pflugerville, TX 78660

Central Insurance  
PO Box 828  
Van Wert, OH 45891

Jason Fulton  
1172 Naruna Rd  
Lampasas, TX 76550

Chrysler Capital  
PO Box 660335  
Dallas, TX 75266-0335

Jason Fulton  
801 Point Run Drive  
Pflugerville, TX 78660

Citizens National Bank  
118 S. Houston  
Cameron, TX 76520

Karl Quebe  
5400 Bosque Blvd  
Waco, TX 76710

CPA Texas Tax  
PO Box 13528  
Capitol Station  
Austin, TX 78711-3528

Lamar Companies  
PO BOX 746966  
Atlanta, GA 30374-6966

Everest Business Funding  
8200 NW 52nd Terrace  
2nd Floor  
Miami, FL 33166

Lampasas Central Appraisal District  
109 E 5th St  
Lampasas, TX 76550

Lg Funding LLC  
1218 Union St  
Brooklyn, NY 11225

Pablo Mendez  
505 W 3rd St  
Lampasas, TX 76550

PNC Bank NA  
PO Box 747066  
Pittsburgh, PA 15274-7066

Ronnie Holloway  
PO Box 33  
Pontotoc, TX 76869

Santander Bank  
75 State Street  
Boston, MA 02109

Texas Comptroller of Public Accts  
PO Box 13528  
Austin, TX 78711

Total Office Solutions  
1601 N. Lee Ave  
Odessa, TX 79761

United Healthcare  
PO Box 19032  
Green Bay, WI 54307-9032

Wilbert  
5111 SE Loop 410  
San Antonio, TX 78222

William Itza Hernandez  
c/o Hernandez Law Firm  
16850 Dallas Parkway  
Dallas, TX 75248

William Itza Hernandez  
c/o Juan Law  
16850 Dallas Parkway  
Dallas, TX 75248

Xerox Financial Services  
PO Box 202882  
Dallas, TX 75320-2882

United States Bankruptcy Court  
Western District of Texas

In re: Fulton Mercer Corporation

Case No.

Debtor(s)

Chapter 11

**Verification of Creditor Matrix**

The above-named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of their knowledge.

Date: 08/01/2023

/s/ Jason Wayne Fulton

Signature of Individual signing on behalf of debtor

President

Position or relationship to debtor